

### REMARKS

This is in response to the Office Action dated June 21, 2011. With this response, claims 1 and 15 are amended, claims 2, 5-14 and 16 are cancelled, and all pending claims 1, 3-4, 15 and 17 are presented for reconsideration and favorable action.

In the Office Action, typographical errors were noted in claims 1 and 15. Those claims are amended and it is believed that the rejection may be withdrawn.

In the Office Action, the rejection based upon Hildebrand in view of Garnclaves was continued. However, it is believed that the amended claims are patenably distinct from these references.

Initially, Applicant notes that the inventive claims clearly define the exhausting pieces as being formed as a part of the lid. As suggested in the Office Action, this is not shown in the cited references. Therefore, the rejection should be withdrawn.

Further, the independent claims have been amended to further define the bending portions (see element 101 of Fig. 9 of the application). These exhausting portions which are parallel with a lip of the inner cap body and perpendicular with the side portion of the storage tube are not shown by the cited references. For this additional reason it is believed that the rejection may be withdrawn.

It is believed that all of the pending claims have been addressed. However, the absence of a reply to a specific rejection, issue, or comment, including the Office Action's characterizations of the art, does not signify agreement with or concession of that rejection, issue, or comment. In addition, because the arguments made above may not be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this paper should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this paper, and the amendment or cancellation of any claim does not necessarily signify concession of unpatentability of the claim prior to its amendment or cancellation. Applicant reserves the right to prosecute the rejection claims in further prosecution of this or related applications.

In view of the above amendments and remarks, it is believed that the present application is in condition for allowance. Consideration and favorable action are respectfully requested.

The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

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